

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Yoshikazu KOBAYASHI
Title: WIRELESS LAN UTILIZABILITY DETECTING SYSTEM AND METHOD
Appl. No.: 10/658,199
Filing Date: September 10, 2003
Examiner: Dung Le Lam
Art Unit: 2617
Confirmation No.: 3230

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Mail Stop RCE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. § 145 or § 146 (unless the appeal or civil action is terminated).

1. **Submission required** under 37 C.F.R. § 1.114: (check items that apply)

a. Previously submitted:

☒ Please enter and consider the amendment and/or reply previously filed on May 9, 2007.

☐ Please consider the Affidavit(s)/Declaration(s) previously filed on _____ but not considered.

☐ Please consider the arguments in the Appeal Brief or Reply previously filed on _____.

☐ Other _____.

b. Enclosed are:

☐ Amendment/Reply.

☐ Affidavit(s)/Declaration(s).

☐ Information Disclosure Statement.

☐ Form PTO/SB/08 with copies of _____ listed reference(s).

☐ Other .

Miscellaneous:

☐ Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months.

The filing fee is calculated below:

| | CLAIMS AS AMENDED | PREVIOUSLY PAID FOR | EXTRA CLAIMS PRESENT | RATE | FEE TOTALS |
|--|----------------------|------------------------|-------------------------|------------|---------------|
| RCE Fee 1.17(e): | | | | \$790.00 | = \$790.00 |
| Total Claims: | 13 | — 20 | = 0 | x \$50.00 | = \$0.00 |
| Independents | 2 | — 3 | = 0 | x \$200.00 | = \$0.00 |
| First presentation of any Multiple Dependent Claims: | | | + | \$360.00 | = \$0.00 |
| CLAIMS FEE TOTAL: | | | | | = \$790.00 |

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. § 1.136(a) for the total number of months checked below:

| | | | | |
|-------------------------------------|---|------------|---|------------|
| <input type="checkbox"/> | Extension for response filed within the first month: | \$120.00 | 0 | \$0.00 |
| <input type="checkbox"/> | Extension for response filed within the second month: | \$450.00 | | \$0.00 |
| <input checked="" type="checkbox"/> | Extension for response filed within the third month: | \$1,020.00 | | \$1,020.00 |
| <input type="checkbox"/> | Extension for response filed within the fourth month: | \$1,590.00 | | \$0.00 |
| <input type="checkbox"/> | Extension for response filed within the fifth month: | \$2,160.00 | | \$0.00 |
| EXTENSION FEE SUBTOTAL: | | | | \$1,020.00 |
| EXTENSION FEE ALREADY PAID: - | | | | \$1,020.00 |
| EXTENSION FEE TOTAL | | | | \$0.00 |
| CLAIMS AND EXTENSION FEE TOTAL: | | | | \$790.00 |
| <input type="checkbox"/> | Small Entity Fees Apply (subtract ½ of above): | | | \$0.00 |
| <input type="checkbox"/> | Suspension of action requested under 37 C.F.R. § 1.103(c) | | | \$0.00 |
| TOTAL FEE: | | | | \$790.00 |

The above-identified fees of \$790.00 are being paid by credit card via EFS-Web.

A three-month extension of time was filed concurrent with the Amendment of May 9, 2007; therefore, no further extension of time fee is due. However, the Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment instructions in EFS-Web being incorrect or absent, resulting in a rejected or incorrect credit card transaction, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date: May 18, 2007

FOLEY & LARDNER LLP

Customer Number: 22428

Telephone: (202) 945-6014

Facsimile: (202) 672-5399

By Phillip J. Articola

Phillip J. Articola, Reg. No. 38,819

for

George C. Beck

Attorney for Applicant

Registration No. 38,072